

1 Laurence F. Padway, SBN# 83914  
2 Law Offices of Laurence F. Padway  
3 1516 Oak Street, Suite 109  
Alameda, California 94501  
Phone: (510) 814-6100  
Fax: (510) 814-0650  
4

5 Attorneys for plaintiff  
Royal Yates  
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7 **UNITED STATES DISTRICT COURT**  
8 **NORTHERN DISTRICT OF CALIFORNIA**  
9

10 ROYAL YATES,

CASE NO. C-05-01510BZ

11 Plaintiff,

12 vs.

PLAINTIFF'S REQUEST TO APPEAR  
BY TELEPHONE

13 GUNNALLEN FINANCIAL and  
14 CURT WILLIAMS,

15 Defendants.  
16 \_\_\_\_\_ /

17 Plaintiff requests to appear telephonically at the hearing today at 4:00 p.m.. The  
18 purpose of the hearing is to set a new trial date.  
19

20 The hearing was set on short notice and without input from the parties as to the date.  
21 Counsel for plaintiff is scheduled to take a deposition in another matter at 2:00 p.m. today. This  
22 deposition has been on calendar for a month.  
23

24 Counsel does not believe there is sufficient time to take the deposition and then drive  
25 to San Francisco to make the appearance in this case. Therefore, counsel requests to appear  
26  
27

28 Plaintiff's Request to Appear By  
Telephone

1 telephonically which will either allow time to finish the deposition prior to the hearing, or to  
2 participate in the hearing during a break in the deposition.

3

4 Dated: July 24, 2006

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6 /s/ \_\_\_\_\_  
7 Laurence F. Padway  
Attorney for plaintiff

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9 ORDER FOR TELEPHONIC APPEARANCE

10 Good cause appearing, it is ordered that counsel for plaintiff may appear by telephone  
11 at the hearing set for 4:00 p.m. on July 24, 2006.

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13 July 24, 2006

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15 Hon. Bernard Zimmerman  
16 United States Magistrate Judge

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